

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

TRUSTEES OF TEAMSTERS
LOCAL 631 SECURITY FUND
FOR SOUTHERN NEVADA,
Plaintiff.

vs.

NATIONAL CONVENTION SERVICES, INC., a revoked New York corporation; JOSEPH A. SANTAMORENA, an individual doing business as NATIONAL CONVENTION SERVICE; and WESTERN SURETY COMPANY.

Defendants.

CASE NO.: 2:07-cv-01348-LRH-LRL

**MOTION OF DEFENDANT
NATIONAL CONVENTION
SERVICES, INC. FOR EXTENSION
OF TIME TO FILE OPPOSITION
TO PLAINTIFF'S APPLICATION
FOR DEFAULT JUDGMENT AND
ORDER THEREON**

(First Request)

Defendant NATIONAL CONVENTION SERVICES, INC., ("NATIONAL"), by and through its undersigned counsel, Fisher & Phillips LLP, in accordance with Local Rules 6-1 and 6-2 of this Court, hereby moves for an extension of time to file its opposition to Plaintiff's Application for Default Judgment, filed with this Court on September 15, 2008.

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This Motion is made based upon the pleadings on file herein, together with the following Memorandum of Points and Authorities.

3 | Dated this 3rd day of October, 2008.

FISHER & PHILLIPS

/s/ Jeffrey D. Winchester
Mark J. Ricciardi, Esq.
Jeffrey D. Winchester, Esq.
3993 Howard Hughes Pkwy, Suite 650
Las Vegas, Nevada 89169
Attorneys for Defendant
National Convention Services, Inc.

MEMORANDUM OF POINTS AND AUTHORITIES

Plaintiff's Application for Default Judgment was served upon National via U.S.
Mail on September 15, 2008. Therefore, this Motion is filed within the allotted time
period to file oppositions to motions as set forth in Local Rule 7-2.

The factors supporting this Motion are as follows: The undersigned counsel were just retained by National within the past few days to represent National in this matter. At the outset of the representation, it appeared that the matter might be resolved without the necessity of filing an opposition to the Application for Default Judgment. Settlement discussions are ongoing, and it appears that there is a good chance that the matter may be amicably settled. As such, entry of a default judgment would be highly prejudicial to National.

Prior to filing this Motion for Extension of Time, counsel for National approached counsel for Plaintiff and requested counsel's consent to a stipulation to extend National's time to file an opposition to their Motion. Counsel for Plaintiff refused to agree to said stipulation.

1 Therefore, National respectfully requests an additional twenty (20) days to
2 oppose or otherwise respond to Plaintiff's Application for Default Judgment, up to and
3 including October 23, 2008.

4 Dated this 3rd day of October, 2008.

Respectfully submitted,

FISHER & PHILLIPS

7 _____
/s/ Jeffrey D. Winchester

8 Mark J. Ricciardi, Esq.

9 Jeffrey D. Winchester, Esq.

10 3993 Howard Hughes Pkwy, Suite 650

11 Las Vegas, Nevada 89169

12 Attorneys for Defendant

13 National Convention Services, Inc.

14 **ORDER**

15 IT IS SO ORDERED:

16 That Defendant National Convention Services, Inc.'s ("National") Motion For
17 Extension Of Time To File Opposition To Plaintiff's Application For Default Judgment
18 is granted. National is granted an extension of time up to and including October 23,
19 2008, within which to file its opposition.

20 DATED: October 6, 2008

21 _____
LARRY R. HICKS
22 UNITED STATES DISTRICT JUDGE

FISHER & PHILLIPS LLP
3993 Howard Hughes Parkway, Suite 650
Las Vegas, Nevada 89169